

upon determination of favor of said tax by the property taxpaying voters of such county at an election held for the purpose; providing a savings clause; and declaring an emergency."

Respectfully submitted,  
CLARENCE JONES,  
Chief Clerk, House of Representatives.

#### House Bills and Resolution on First Reading

The following bills and resolution received from the House were read first time and were referred to the committees indicated:

H. C. R. No. 111—To Committee on State Institutions and Departments.

H. B. No. 781—To Committee on Counties and County Boundaries.

H. B. No. 792—To Committee on Game and Fish.

#### Reports of Standing Committees

By unanimous consent the following committee reports were submitted at this time.

Senator Carter submitted the following report:

Austin, Texas,  
May 9, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries to whom was referred H. B. No. 781, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARTER, Chairman

Senator Lane submitted the following report:

Austin, Texas,  
May 9, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Institutions and Departments to whom was referred House Concurrent Resolution No. 111, have had the same under consideration, and we are instructed to report it back with the recommendation that it do pass and be not printed.

LANE, Chairman

#### Bill and Resolution Ordered Not Printed

On motion of Senator Bell, and by

unanimous consent, it was ordered that H. B. No. 781 and H. C. R. No. 111 be not printed.

#### Session for Local and Uncontested Bills Calendar

On motion of Senator Martin, and by unanimous consent, the Senate agreed to hold a session for the consideration of Local and Uncontested Bills on Thursday, May 10, 1951, at 9:00 o'clock a. m.

#### Committee Substitute House Bill 285 on Second Reading

The Senate resumed consideration of the pending business, same being C. S. H. B. No. 285 on its second reading and passage to third reading, with an amendment by Senator Weinert pending.

(Pending discussion of the amendment by Senator Bracewell, Senator Hudson accupied the Chair temporarily.)

(President in Chair.)

Question—Shall the amendment by Senator Weinert be adopted?

#### Recess

On motion of Senator Weinert, the Senate at 4:55 o'clock p. m. took recess until 9:00 o'clock a. m. tomorrow.

#### SIXTY-SIXTH DAY

(Continued)

(Thursday, May 10, 1951)

#### After Recess

The Senate met at 9:00 o'clock a. m. and was called to order by the President.

#### Report of Standing Committee

By unanimous consent the following committee report was submitted at this time.

Senator Carney submitted the following report:

Austin, Texas,  
May 10, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 792, have had the same under

consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman

#### Bills and Resolutions Signed

The President signed in the presence of the Senate, after the captions had been read, the following enrolled bills and resolutions:

H. B. No. 31, A bill to be entitled "An Act amending paragraph (d) of Article 7047a-2, Revised Civil Statutes of Texas, 1925, Paragraph (d) of Acts, Forty-fourth Legislature, Third Called Session, 1936, Chapter 495, page 2040, Article 3, relating to merchandise or music coin-operated machines so as to include therein coin-operated midget movies; and declaring an emergency."

H. B. No. 149, A bill to be entitled "An Act amending Section 16 of House Bill 34, Chapter 325, Acts of the Fiftieth Legislature, Regular Session, 1947, providing a Civil Service System for firemen and policemen in all cities having a population of ten thousand (10,000) or more inhabitants; providing for suspension and reinstatement of firemen and policemen and the method of procedure in connection therewith; providing certain rules of procedure before the Civil Service Commission; providing for hearings by the Commission; prescribing certain powers of the Commission and providing that the Commission may punish for contempt; and declaring an emergency."

H. B. No. 395, A bill to be entitled "An Act providing for the fixing of compensation of judges of District Courts in Counties in this State which comprise a part of a Judicial District consisting of not less than five counties, of which two of said counties have two or more District Courts; providing the manner of payment; establishing a limitation of the amount of such compensation; providing for validity of remaining portion of Act if any part declared unconstitutional; and declaring an emergency."

H. B. No. 474, A bill to be entitled "An Act providing for the appointment of assistant county attorneys and investigators in certain counties; prescribing their qualifications; providing for repair and maintenance expense of automobiles owned and

used by investigators; providing a severability clause; providing a repealing clause; and declaring an emergency."

H. B. No. 490, A bill to be entitled "An Act to establish a system of public roads and bridges for all counties in this State having a population of more than one hundred ninety-eight thousand (198,000) inhabitants, and less than four hundred thousand (400,000) inhabitants according to the last preceding Federal census, and wherein is situated an incorporated city having a population in excess of two hundred fifty thousand (250,000) inhabitants according to the last preceding Federal census, and to empower the Commissioners Courts thereof, to provide rules and regulations therefor; providing for the appointment of a County Engineer by the Commissioners Court, and fixing a maximum salary therefor, and providing also for such Engineer's Bond; providing for the classification of roads and the keeping of records thereof; etc.; and declaring an emergency."

H. B. No. 502, A bill to be entitled "An Act amending Article 319 of the Revised Civil Statutes of Texas, 1925, so as to limit its application with reference to clerks of the County Courts; and declaring an emergency."

H. B. No. 711, A bill to be entitled "An Act amending Article 1477, Penal Code of the State of Texas, adopted at the Regular Session of the Thirty-ninth Legislature, 1925, prohibiting the driving of cattle across the Rio Grande from Mexico into Texas or from Texas into Mexico except where a United States Customhouse is maintained or where there is a place of inspection by United States Customhouse officers, etc.; and declaring an emergency."

H. B. No. 725, A bill to be entitled "An Act creating a Conservation and Reclamation District under the provisions of Section 59, Article 16 of the Constitution, to be known as 'Valley Acres Water District'; defining its powers; enacting other provisions relating to the subject, and declaring an emergency."

H. B. No. 728, A bill to be entitled "An Act authorizing the Commissioner of the General Land Office to reinstate sales of lands in Culberson County heretofore sold and forfeited prior to September 1, 1945, and on

which application for reinstatement and payment of delinquent interest has been made to the General Land Office prior to March 5, 1951, and on which there are no intervening rights of third persons, and declaring an emergency."

H. B. No. 769, A bill to be entitled "An Act repealing House Bill 190, Chapter 33, Acts of the Forty-eighth Legislature, Regular Session, 1943, relating to catching and taking certain fish from the waters of Fayette County; and declaring an emergency."

H. C. R. No. 38, Expressing the policy of the State of Texas on usage of State funds for the purchase of household furniture and furnishings for family dwelling units of officers and employees of the State.

H. C. R. No. 43, Granting Walter Mack of Gatesville, Texas, the right to sue the State of Texas and the State Youth Development Council.

H. C. R. No. 45, Granting Walter Powell permission to sue the State.

H. C. R. No. 85, Suspending the joint rules of the House and Senate in order to permit the House and Senate to consider for passage House Bill No. 147.

S. B. No. 81, A bill to be entitled "An Act to amend Title 49, Article 2922 of the Revised Civil Statutes of 1925, as amended; providing for a savings clause and declaring an emergency."

#### House Bills and Resolution on First Reading

The following bills and resolution received from the House were read first time and were referred to the committees indicated:

H. B. No. 779—To Committee on Counties and County Boundaries.

H. B. No. 788—To Committee on Game and Fish.

H. B. No. 793—To Committee on Game and Fish.

H. B. No. 59—To Committee on Congressional Districts.

H. B. No. 722—To Committee on State Affairs.

H. B. No. 615—To Committee on Game and Fish.

H. B. No. 791—To Committee on Civil Jurisprudence.

H. B. No. 283—To Committee on State Highways and Motor Traffic.

H. B. No. 357—To Committee on State Highways and Motor Traffic.

H. J. R. No. 27—To Committee on Constitutional Amendments.

#### Session for Local and Uncontested Bills

The President announced the time had arrived for the session for Local and Uncontested Bills.

#### Senate Bill 449 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 449, A bill to be entitled "An Act creating a conservation district under Article XVI, Section 59 of the State Constitution, comprising the territory within the incorporated city of Brookshire in Waller County, Texas; prescribing its powers and duties and providing for a governing body thereof; making the district subject to the statutes relating to water control and improvement districts except as otherwise provided; enacting a saving clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 449 on Third Reading

Senator Strauss moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 449 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Kelley of Hidalgo
Ashley	Kelly of Tarrant
Bell	Lane
Bracewell	Lock
Bullock	Martin
Carney	McDonald
Carter	Moffett
Colson	Moore
Corbin	Nokes
Fuller	Parkhouse
Hardeman	Phillips
Hazlewood	Russell
Hudson	Shofner

Strauss  
Tynan  
Vick

Wagonseller  
Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### House Bill 431 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 431, A bill to be entitled "An Act fixing a closed season on prairie chickens, etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 431 on Third Reading

Senator Strauss moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 431 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Carter
Ashley	Colson
Bell	Corbin
Bracewell	Fuller
Bullock	Hardeman
Carney	Hazlewood

Hudson  
Kelley of Hidalgo  
Kelly of Tarrant  
Lane  
Lock  
Martin  
McDonald  
Moffett  
Moore  
Nokes

Parkhouse  
Phillips  
Russell  
Shofner  
Strauss  
Tynan  
Vick  
Wagonseller  
Weinert

#### Senate Bill 453 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 453, A bill to be entitled "An Act amending Chapter 9 of Title 71 of the Revised Civil Statutes of Texas to define and regulate the practice of dental hygiene, permitting such practice in schools, hospitals, State institutions and public health clinics, vesting regulatory power in the Texas State Board of Dental Examiners, providing for examination, the issuance, renewal, suspension and revocation of certificates; providing for accomplice testimony and right of appeal; providing penalties for violation and certain exceptions; repealing all laws in conflict; providing for severance in case of unconstitutionality and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 453 on Third Reading

Senator Tynan moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 453 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagon seller
Kelly of Tarrant	Weinert
Lane	

## House Bill 748 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 748, A bill to be entitled "An Act providing that the judges of the County Courts at Law in counties of less than six hundred thousand (600,000) population may act for the County Judge of the County in any juvenile, lunacy, probate and condemnation proceeding or matter, and also may perform any and all other ministerial acts required by the laws of the County Judge, during the absence, inability, or failure of the County Judge for any reason to perform such duties; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 748 on Third Reading

Senator Tynan moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 748 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Carney
Ashley	Carter
Bell	Colson
Bracewell	Corbin
Bullock	Fuller

Hardeman	Nokes
Hazlewood	Parkhouse
Hudson	Phillips
Kelley of Hidalgo	Russell
Kelly of Tarrant	Shofner
Lane	Strauss
Lock	Tynan
Martin	Vick
McDonald	Wagon seller
Moffett	Weinert
Moore	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagon seller
Kelly of Tarrant	Weinert
Lane	

## House Bill 735 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 735, A bill to be entitled "An Act amending Article 4335, Revised Civil Statutes of Texas, 1925, providing that certain officers be entitled to copies of all general and special laws of the State; providing for the distribution thereof by the Secretary of State; repealing all laws in conflict therewith to the extent of such conflict, and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 735 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 735 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

## House Concurrent Resolution 58 on Second Reading

The President laid before the Senate for consideration at this time the following resolution on its second reading:

H. C. R. No. 58, Transferring described land from the Department of Public Safety to the State Highway Commission for the use as right of way for the Interregional Highway through Travis County.

The resolution was read second time and was adopted.

## House Concurrent Resolution 66 on Second Reading

The President laid before the Senate for consideration at this time the following resolution on its second reading:

H. C. R. No. 66, Requesting the Governor to reorganize the present Texas State Agency for Surplus Property.

The resolution was read second time and was adopted.

## House Bill 373 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 373, A bill to be entitled "An Act changing the name of the State Tuberculosis Sanatorium, so as to be hereinafter known as the McKnight State Sanatorium; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 373 on Third Reading

Senator Ashley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 373 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Colson
Ashley	Corbin
Bell	Fuller
Bracewell	Hardeman
Bullock	Hazlewood
Carney	Hudson
Carter	Kelley of Hidalgo

Kelly of Tarrant	Phillips
Lane	Russell
Lock	Shofner
Martin	Strauss
McDonald	Tynan
Moffett	Vick
Moore	Wagonseller
Nokes	Weinert
Parkhouse	

**House Bill 472 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 472, A bill to be entitled "An Act amending Article 678 of the Revised Civil Statutes of Texas, 1925, so as to authorize the State Board of Control to establish rules and regulations for determining eligibility for interment in the State Cemetery; providing exceptions; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 472 on Third Reading**

Senator Ashley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 472 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Bell
Ashley	Bracewell

Bullock	McDonald
Carney	Moffett
Carter	Moore
Colson	Nokes
Corbin	Parkhouse
Fuller	Phillips
Hardeman	Russell
Hazlewood	Shofner
Hudson	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Wagonseller
Lock	Weinert
Martin	

**House Bill 618 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 618, A bill to be entitled "An Act to empower all incorporated cities and towns, including all home rule cities, having a population exceeding 125,000 according to the last preceding Federal census, to build and purchase and to encumber municipal auditoriums, exhibition halls, coliseums, and other buildings or structures for public gatherings, and to encumber the incomes thereof and everything pertaining thereto, or any part thereof; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 618 on Third Reading**

Senator Ashley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 618 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—31**

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

**House Concurrent Resolution 63 on Second Reading**

The President laid before the Senate for consideration at this time on its second reading the following resolution:

H. C. R. No. 63, Granting Mildred Milner and Charles Elbert Milner permission to sue the State of Texas or the State Highway Department.

The resolution was read second time and was adopted.

**House Concurrent Resolution 64 on Second Reading**

The President laid before the Senate for consideration at this time the following resolution on its second reading:

H. C. R. No. 64, Granting E. T. Murphy of Sherman, Texas, permission to sue the State of Texas and/or the Highway Department of the State of Texas.

The resolution was read second time and was adopted.

**House Bill 374 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 374, A bill to be entitled "An Act changing the name of the Texas State School for Cerebral Palsied, so as to be hereinafter known as the Moody State School for Cere-

bral Palsied Children; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 374 on Third Reading**

Senator Phillips moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 374 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—31**

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—31**

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

**House Bill 318 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 318, A bill to be entitled "An Act amending Article 597, Code



of Criminal Procedure of Texas, 1925, providing for summoning veniremen in a capital case and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 318 on Third Reading

Senator Corbin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 318 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

##### Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### House Bill 653 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 653, A bill to be entitled "An Act authorizing the appointment of assistant district attorneys and investigators and the employment of stenographers for the district attorneys of the Fifty-first (51st) Judicial District composed of the counties of Tom Green, Irion, Schleicher, Coke, and Sterling, and the One Hundred and Nineteenth (119th) Judicial District composed of the counties of Coleman, Concho, Runnels, and Tom Green; prescribing their qualifications, duties and salaries; providing for expenses of the district attorneys, assistants and investigators; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 653 on Third Reading

Senator Corbin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 653 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

##### Yeas—31

Aikin	Colson
Ashley	Corbin
Bell	Fuller
Bracewell	Hardeman
Bullock	Hazlewood
Carney	Hudson
Carter	Kelley of Hidalgo

Kelly of Tarrant	Phillips
Lane	Russell
Lock	Shofner
Martin	Strauss
McDonald	Tynan
Moffett	Vick
Moore	Wagonseller
Nokes	Weinert
Parkhouse	

**House Bill 765 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 765, A bill to be entitled "An Act fixing the salary of the District Attorney of the 72nd Judicial District of Texas; authorizing the Commissioners Courts of the counties comprising the 72nd Judicial District to supplement the salary of the District Attorney and providing the method of supplementation; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 765 on Third Reading**

Senator Corbin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 765 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—31**

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—31**

Aikin	Ashley
-------	--------

Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagonseller
Lane	Weinert
Lock	

**House Bill 744 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 744, A bill to be entitled "An Act making it unlawful to steal any internal combustion engine, electric motor, water well pump or battery used for irrigation or livestock watering purposes or any accessorial part of any such engine, motor, pump or battery; making such offense a felony or a misdemeanor; prescribing punishment therefor; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 744 on Third Reading**

Senator Corbin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 744 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—31**

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

**Senate Concurrent Resolution 47 on Second Reading**

The President laid before the Senate on its second reading and passage to engrossment:

S. C. R. No. 47, Granting Markham and Brown-Kearney, Crume and Company permission to sue the State.

The resolution was read second time and was passed to engrossment.

**Senate Concurrent Resolution 47 on Third Reading**

Senator Hudson moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that S. C. R. No. 47 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was adopted by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

**House Concurrent Resolution 111 on Second Reading**

The President laid before the Senate for consideration at this time the following resolution on its second reading:

H. C. R. No. 111, Granting Hope M. Smith, et al., permission to sue the State of Texas.

The resolution was read and was adopted.

**House Bill 307 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 307, A bill to be entitled "An Act amending Section 4 of Article III of House Bill No. 8, Chapter 495, Acts of the Forty-fourth Legislature, Third Called Session, 1936, relating to the levy on taxes on certain coin-operated machines; defining certain terms and fixing the rate of tax on certain coin-operated machines; increasing the amount of funds derived from the tax on coin-operated machines set aside to the Comptroller of Public Accounts for administration for enforcement purposes; providing penalties, making it unlawful to remove from location a coin-operated machine sealed by the Comptroller; providing a fee for release of sealed machines; providing a savings clause; repealing all laws or parts of laws in conflict with this Act, and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 307 on Third Reading**

Senator Lane moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 307 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

**House Bill 44 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 44, A bill to be entitled "An Act making it unlawful to catch or take fish with traps, seines and nets in the waters of the Angelina River and its tributaries in Nacogdoches, Angelina, Tyler, San Augustine and Jasper Counties; providing

a penalty for violation; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 44 on Third Reading**

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 44 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

**House Concurrent Resolution 53 on Second Reading**

The President laid before the Senate for consideration at this time the following resolution on its second reading:

H. C. R. No. 53, Relative to teaching a one-year course in American citizenship in high schools of this State.

The resolution was read and was adopted.

#### House Bill 381 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 381, A bill to be entitled "An Act to amend Article 3177, Title 51, Chapter 1 of the Revised Civil Statutes of 1925; providing for a repealing clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 381 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 381 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Colson
Ashley	Corbin
Bell	Fuller
Bracewell	Hardeman
Bullock	Hazlewood
Carney	Hudson
Carter	Kelley of Hidalgo

Kelly of Tarrant	Phillips
Lane	Russell
Lock	Shofner
Martin	Strauss
McDonald	Tynan
Moffett	Vick
Moore	Wagonseller
Nokes	Weinert
Parkhouse	

#### Senate Resolution 222

Senator Bullock offered the following resolution:

Whereas, We are honored today to have in the gallery the Senior Class of the Albany High School accompanied by their teachers, Ray G. Hathaway and Jack M. Cantrell; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day.

The resolution was read and was adopted.

#### House Concurrent Resolution 62 on Second Reading

The President laid before the Senate for consideration at this time the following resolution:

H. C. R. No. 62, Granting H. G. Hodnett et al. permission to sue the State.

The resolution was read and was adopted.

#### House Bill 782 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 782, A bill to be entitled "An Act providing an open season for deer and turkey and bag and possession limits thereon in Hopkins, Delta, and Franklin Counties; fixing a penalty for violation thereof; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 782 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be sus-

pending and that H. B. No. 782 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### House Bill 772 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 772, A bill to be entitled "An Act to fix and regulate the compensation of official shorthand reporters in courts in counties having a population of Eight Hundred Thousand or more according to the last preceding Federal census; authorizing the fixing of salaries by the judges of such courts, prescribing a maximum and a minimum, requiring the entry of orders in relation there-

to, requiring the payment thereof by the Commissioners Court, and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 772 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 772 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### Senate Concurrent Resolution 56 on Second Reading

The President laid before the Senate for consideration at this time the following resolution on its second reading:

S. C. R. No. 56, Giving Mrs. O. S. Bishop et al. permission to sue the State.

The resolution was read and was adopted.

#### House Bill 335 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 335, A bill to be entitled "An Act amending Subsection (7) of Section 4 of Senate Bill 36, Acts, 46th Legislature, Regular Session, 1939, as amended and re-enacted by House Bill 611, Acts 47th Legislature, Regular Session, 1941, providing for residence requirements for employees of the State Department of Public Welfare; providing a repealing clause, a saving clause, and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 335 on Third Reading

Senator Martin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 335 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Bell
Ashley	Bracewell

Bullock	McDonald
Carney	Moffett
Carter	Moore
Colson	Nokes
Corbin	Parkhouse
Fuller	Phillips
Hardeman	Russell
Hazlewood	Shofner
Hudson	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Wagonseller
Lock	Weinert
Martin	

#### Senate Bill 450 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 450, A bill to be entitled "An Act prohibiting the taking of minnows from the waters of Somervell County, Texas, for the purpose of sale; prohibiting the transportation of any minnows out of said Somervell County for the purpose of sale; providing that it shall be unlawful to have more than two hundred (200) minnows in any vehicle in said Somervell County; providing a penalty; providing that the provisions of this Act shall be cumulative; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 450 on Third Reading

Senator Martin moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 450 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

## House Bill 761 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 761, A bill to be entitled "An Act making it unlawful to kill wild deer in Trinity County for a period of two years, etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 761 on Third Reading

Senator Colson moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 761 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

## Senate Bill 451 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 451, A bill to be entitled "An Act providing for county juvenile boards in each county comprising the Special 9th District Court; providing for compensation of members of the boards; providing that this Act shall be cumulative of existing laws relating to compensation of judges of district courts and county judges; providing a savings clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

## Senate Bill 451 on Third Reading

Senator Colson moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 451 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Fuller
Ashley	Hardeman
Bell	Hazlewood
Bracewell	Hudson
Bullock	Kelley of Hidalgo
Carney	Kelly of Tarrant
Carter	Lane
Colson	Lock
Corbin	Martin



McDonald	Shofner
Moffett	Strauss
Moore	Tynan
Nokes	Vick
Parkhouse	Wagonseller
Phillips	Weinert
Russell	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

## Senate Bill 452 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 452, A bill to be entitled "An Act providing for county juvenile boards in each county comprising the 12th Judicial District; providing for compensation of members of the boards; providing that this Act shall be cumulative of existing laws relating to compensation of judges of district courts and county judges; providing a savings clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

## Senate Bill 452 on Third Reading

Senator Colson moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 452 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Bell
Ashley	Bracewell

Bullock	McDonald
Carney	Moffett
Carter	Moore
Colson	Nokes
Corbin	Parkhouse
Fuller	Phillips
Hardeman	Russell
Hazlewood	Shofner
Hudson	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Wagonseller
Lock	Weinert
Martin	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

## House Bill 708 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 708, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Eastland County, Texas, and to conform the jurisdiction of the District Court of such County to such change; to preserve the jurisdiction and power of the County Court, etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 708 on Third Reading

Senator Wagonseller moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 708 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagon seller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagon seller
Kelly of Tarrant	Weinert
Lane	

#### House Bill 775 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 775, A bill to be entitled "An Act to fix the amount and authorize the payment of the salaries of the Sheriff, the District Clerk, the County Clerk, the District Attorney or Criminal District Attorney, the Assessor and Collector of Taxes, and the County Judge in all counties having a population of Six Hundred Thousand or more according to the last preceding Federal census; authorizing and providing for the payment of additional compensation from county funds for each judge of the district or Criminal District

Court in such counties; providing that the additional compensation to be paid to each such District Judge shall be in lieu of all other salary allowance now payable out of county funds; authorizing such compensation to be paid in twelve equal installments annually; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 775 on Third Reading

Senator Parkhouse moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 775 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagon seller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagon seller
Kelly of Tarrant	Weinert
Lane	

**House Bill 783 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 783, A bill to be entitled "An Act amending Article 52 of the Code of Criminal Procedure of the State of Texas, 1925, as amended, as the same relates to and provides for the Criminal District Court of Dallas County, Texas, and the Criminal District Court No. 2 of Dallas County, Texas; creating Criminal Judicial Districts of Dallas County, Texas; etc.; and declaring an emergency."

The bill was read second time.

Senator Parkhouse offered the following amendment to the bill:

Amend House Bill Number 783, page 3, second paragraph, by striking out the word "Court" in line number 9 of said paragraph.

The amendment was adopted.

The bill, as amended, was passed to third reading.

**House Bill 783 on Third Reading**

Senator Parkhouse moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 783 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

**House Bill 790 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 790, A bill to be entitled "An Act permitting Boards of Trustees of Independent School Districts having control of a Junior College, to divest themselves of the control of said Junior College by placing control thereof in a Board of Regents of nine (9) members; providing for the methods of divesting said Board of Trustees of such Independent School District of such control of said Junior College and for placing same in such Board of Regents; the appointment of the original Board of Regents, and the terms thereof and the method of their election and filling vacancies; providing a saving clause and providing this law shall not be construed as repealing or in conflict with House Bill 619, Acts of the 51st Legislature, Regular Session, 1949, Ch. 146."

The bill was read second time and was passed to third reading.

**House Bill 790 on Third Reading**

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 790 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Carney
Ashley	Carter
Bell	Colson
Bracewell	Corbin
Bullock	Fuller

Hardeman	Nokes
Hazlewood	Parkhouse
Hudson	Phillips
Kelley of Hidalgo	Russell
Kelly of Tarrant	Shofner
Lane	Strauss
Lock	Tynan
Martin	Vick
McDonald	Wagonseller
Moffett	Weinert
Moore	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### House Bill 753 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 753, A bill to be entitled "An Act providing for the accounting and responsibility for and use of State property possessed by State departments, agencies, boards and instrumentalities."

The bill was read second time and was passed to third reading.

#### House Bill 753 on Third Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 753 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### House Bill 42 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 42, A bill to be entitled "An Act granting the consent of the State of Texas to the acquisition by the United States of land in the State needed for programs and works of improvement in the interest of soil and water conservation and flood control; providing that this Act shall apply only to that portion of the Colorado River watershed and its tributaries from the mouth of the Concho River to and including the San Saba River and lying within Taylor, Callahan, Eastland, Comanche, Mills, Brown, Coleman, Runnels, Concho, McCulloch, Menard, Schleicher, Sutton, Kimble, Mason, and San Saba Counties; etc.; and declaring an emergency."

The bill was read second time.

Senator Bullock offered the following amendment to the bill:

Amend H. B. No. 42 by striking out everything below the enacting clause and in lieu thereof insert the following:

Section 1. The consent of the State of Texas is hereby given to the acquisition by the United States by purchase, gift or condemnation, with adequate compensation, of such lands or any right or interest therein in Texas necessary for conservation and reclamation, flood prevention and control of the public waters of the State, and to the construction of dams and other works, and the impounding, conservation and use of such public waters, on conditions and subject to the following:

a. That the project be first approved as feasible and proper by the Board of Water Engineers.

b. That consent be given by the Governor of the State by proclamation duly filed with the Secretary of State.

c. That such agency of the Federal Government acquiring said land first enter into a contract, to be approved by the Attorney General, with an agency of the State of Texas, including but not limited to a water conservation and reclamation district or other similar district created by authority of Section 59 of Article XVI of the Constitution of Texas, such contract to provide, among other things, that the right to appropriate and use the public waters impounded or diverted by the project for which the lands are being acquired shall be and remain in said State agency, and that when the reimbursable costs of the project have been returned to the United States Government, the title to said project, including all lands and improvements thereon, shall revert to and vest in such State agency.

d. That title to such lands be taken subject to reservation by the owners of all oil, gas and other minerals thereunder or therein, and such easements as may be required by the State and County for public roads and other public purposes.

Sec. 2. This Act shall not apply to projects or the acquisition of lands for projects located on any stream forming the boundary between the State of Texas and a foreign government, or the State of Texas and any other state, or to any interstate stream located partly in Texas and partly in two or more other states.

Sec. 3. The fact that soil and water conservation and the control of floods is a matter of major importance to the economic well-being of this State, and the fact that the passage of this act will expedite the acquisition of lands needed by the United States for carrying out measures in aid of soil and water conservation and flood control, and protect the welfare of the people, while preserving the rights of the State of Texas, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted.

The amendment was adopted.

Senator Bullock offered the following amendment to the bill:

Amend H. B. 42 by striking out the caption and in lieu thereof insert the following:

An Act granting the consent of the State of Texas to the acquisition by the United States of lands and interest in lands in Texas necessary for conservation and reclamation, flood prevention and control of the waters of the State; and to the construction of dams and other works and the impounding, conservation and use of such public waters on conditions and subject to the approval by the State Board of Water Engineers, the consent by the Governor, the entry into a contract between the Federal Government and a state agency, to be approved by the Attorney General; and specifying certain provisions to be contained in said contract; providing that title be taken subject to reservations of minerals and other reservations; exempting projects on boundaries and interstate streams; and declaring an emergency.

The amendment was adopted.

The bill, as amended, was passed to third reading.

#### House Bill 42 on Third Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 42 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### House Bill 670 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 670, A bill to be entitled "An Act relating to Public Warehouses; dealing with the storage of grains and field seeds; defining certain terms as used in the act; vesting certain powers and duties in the State Commissioner or Agriculture; etc., and declaring an emergency."

The bill was read second time.

Senator Moffett offered the following amendment to the bill:

Amend House Bill 670, page 4, Section 17, of the printed bill by inserting in line 32 between the word "warehouse" and the word "and" the following:

"and who desires to obtain a negotiable warehouse receipt,"

and by inserting on line 33 of the same page between the word "any" and the word "warehouse" the following:

"negotiable."

The amendment was adopted.

Senator Moffett offered the following amendment to the bill:

Amend House Bill 670 by inserting comma after the word "seeds" in subsection (b) of Section 1, and the following words:

"not including rice, rice seeds, or rice in any form,"

and by adding the following sentence at the end of subsection (b) of Section 1:

"Non-perishable grains and/or field seeds as used in this act shall not include rice, rice seed, or rice in any form; and none of the provisions of this act shall apply to rice, rice seed or rice in any form."

The amendment was adopted.

The bill, as amended, was passed to third reading.

#### House Bill 670 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 670 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Ashley	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Carter	Moore
Colson	Nokes
Corbin	Parkhouse
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagonseller
Lane	Weinert

Nays—3

Aikin	Phillips
Bell	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Ashley	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Carter	Moore
Colson	Nokes
Corbin	Parkhouse
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagonseller
Lane	Weinert

## Nays—3

Aikin  
Bell

Phillips

## House Bill 792 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 792, A bill to be entitled "An Act prohibiting the transportation of minnows of any and all species out of Comanche County wherein such minnows are caught, seined, or taken; providing that the possession at one time of more than four hundred (400) minnows by any person, firm, or corporation not a legal resident of Comanche County, shall constitute prima facie evidence of the violation of this Act; providing that nothing in this Act shall prohibit the transportation for personal use of two hundred (200) minnows or less from Comanche County to another county; and providing that nothing shall prohibit transportation of minnows from Comanche County to another county when said minnows have been raised in a minnow hatchery in this State; defining a minnow hatchery; providing a penalty; providing a saving and severability clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 792 on Third Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 792 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Carter	Moore
Colson	Nokes
Corbin	Parkhouse
Fuller	Phillips
Hardeman	Russell
Hazlewood	Shofner
Hudson	Strauss
Kelley of Hidalgo	Tynan

Vick

Wagonseller

Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

## House Concurrent Resolution 60 on Second Reading

The President laid before the Senate for consideration at this time the following resolution on its second reading:

H. C. R. No. 60, Granting Mrs. Damiana L. de Avila permission to sue the State.

The resolution was read and was adopted.

## House Bill 511 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 511, A bill to be entitled "An Act amending Article 5452 of the Revised Civil Statutes of Texas, 1925, so as to define the word 'improvement' as used in said Article to include grubbing out of domestic orchards, replacing trees, pruning, cultivating and caring for orchard trees; providing a savings clause, and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 511 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days

be suspended and that H. B. No. 511 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### House Bill 564 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 564, A bill to be entitled "An Act amending Acts 1949, 51st Legislature, page 556, Chapter 305 as amended Acts 1949, 51st Legislature, page 669, Chapter 343, Section 1, as amended Acts 1950, 51st Legislature, First Called Session, page 92, Chapter 29, Section 1, by adding a new section thereto to be known as Section 5b so as to provide for the appointment of an official interpreter of the 105th District Court in Nueces

County by the District Judge thereof with the approval of the Commissioners Court; providing for the salary to be paid to said interpreter; providing for termination of employment of said interpreter; providing for the oath of said interpreter; prescribing duties of said interpreter; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 564 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 564 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	



**House Bill 458 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 458, A bill to be entitled "An Act to re-enact and amend Section 8 of Senate Bill 11, Chapter 42, Acts of the Forty-first Legislature, Second Called Session, 1929, as amended by Section 9 of House Bill 336, Chapter 282, Acts of the Forty-second Legislature, Regular Session, 1931, as amended by Section 1 of House Bill 1074, Chapter 506, Acts of the Forty-seventh Legislature, Regular Session, 1941, codified as Article 827a, Section 8 of Vernon's Penal Code of the State of Texas, providing restrictions regarding the speed of any vehicle; defining certain terms; authorizing the State Highway Commission, the County Commissioners' Court, and the Governing Bodies of Incorporated Cities and Towns upon the basis of an engineering and traffic investigation to fix the maximum legal speed on highways, roads, and streets within their respective jurisdictions at a speed greater or less than the maximum hereinbefore fixed by this Act, etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 458 on Third Reading**

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 458 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

**House Bill 183 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 183, A bill to be entitled "An Act amending House Bill 442, Chapter 218, Acts of the Regular Session of the 51st Legislature, 1949, by providing for the approval of the County Commissioners' Court to the appointment of members of Board of Park Commissioners; providing for compensation and expenses to be paid Park Commissioners; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 183 on Third Reading**

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 183 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Fuller
Ashley	Hardeman
Bell	Hazlewood
Bracewell	Hudson
Bullock	Kelley of Hidalgo
Carney	Kelly of Tarrant
Carter	Lane
Colson	Lock
Corbin	Martin

McDonald	Shofner
Moffett	Strauss
Moore	Tynan
Nokes	Vick
Parkhouse	Wagonseller
Phillips	Weinert
Russell	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### House Bill 640 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 640, A bill to be entitled "An Act to amend Sections 1 and 2 of Chapter 119, Acts of the Regular Session, 47th Legislature, by changing the provisions regarding the water control and improvement districts to which said act applies, and adding a new section to be designated Section 17a, permitting the surrender of districts' bonds in certain circumstances, and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 640 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 640 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Bell
Ashley	Bracewell

Bullock	McDonald
Carney	Moffett
Carter	Moore
Colson	Nokes
Corbin	Parkhouse
Fuller	Phillips
Hardeman	Russell
Hazlewood	Shofner
Hudson	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Wagonseller
Lock	Weinert
Martin	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### House Bill 593 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 593, A bill to be entitled "An Act regulating the sale, use and application of insecticides, fungicides and herbicides; stating the purpose of this act; defining certain terms; providing for the licensing of dealers; etc., and declaring an emergency."

The bill was read second time.

Senator Phillips offered the following committee amendment to the bill:

Amend H. B. No. 593, Section 1, by striking out all of the section following the first sentence.

The committee amendment was adopted.

Senator Phillips offered the following committee amendment to the bill:

Amend H. B. No. 593 by adding to Section 15 the following:

"In the event the weather conditions at the time and place stated in such notice are such as to require a postponement of the application of the herbicide on the date stated in the notice, application may be made at the earliest time thereafter when weather conditions are suitable, without giving further notice."

The committee amendment was adopted.

Senator Phillips offered the following committee amendment to the bill:

Amend H. B. No. 593, Section 16, by striking out the first sentence and adding in lieu thereof the following: "The Commissioner is hereby authorized to set the maximum height at which aircraft distributing equipment may apply any herbicide, and the maximum wind velocity at which any herbicide may be applied; provided that heights and wind velocity may vary by reason of the location of the premises to which the herbicide is to be applied and other conditions which may affect its effect on crops planted on adjoining lands."

The committee amendment was adopted.

Senator Phillips offered the following committee amendment to the bill:

Amend H. B. No. 593, Section 17, by adding at the end of said section the following: "All rules and regulations promulgated hereunder shall be only such as are reasonably required to prevent injury to crops on lands other than those to which herbicides are applied."

The committee amendment was adopted.

Senator Phillips offered the following committee amendment to the bill:

Amend H. B. No. 593, Section 20, by striking out the words: "and may likewise revoke a permit if he shall determine that there is outstanding against the holder thereof an unpaid civil judgment for damages relating to application of herbicides, and a new permit shall not be issued until such judgment is paid."

The committee amendment was adopted.

Senator Phillips offered the following committee amendment to the bill:

Amend H. B. No. 593, Section 22, by adding thereto the following: "Before any County Herbicide Inspector is employed he shall show, upon such examination as the Commissioner may require of an applier under Section 6 of this Act, that he possesses adequate knowledge concerning the proper use of herbicides, and the dangers involved, and precautions to be taken in connection with the application thereof."

The committee amendment was adopted.

Senator Phillips offered the following committee amendment to the bill:

Amend H. B. No. 593 by striking out all of Section 25 and in lieu thereof insert the following:

"Sec. 25. Any person aggrieved or dissatisfied by any action, order, rule or regulation of the Commissioner or any County Herbicide Inspector, or any agent or employee of them or either of them, may bring suit to review, set aside, cancel, modify, or suspend such action, order, rule or regulation. Such suit may be brought in the district court of the county in which is situated any lands affected by such action, order, rule or regulation, and must be filed not later than sixty days after notice is received by the complainant of any such action, order, rule or regulation. Such suit shall be brought and tried in accordance with the Rules of Procedure governing the bringing and trial of civil cases; provided that all such trials shall be de novo and no presumption of validity or reasonableness, or presumption of any character, shall be indulged in favor of any action, order, rule or regulation complained of, but determination of the issues in such suit shall be reached upon the evidence adduced at the trial of such cases in accordance with the rules of law, evidence and procedure governing the trial of other civil cases. Evidence of the action, order, rule or regulation complained of in such suit shall be admissible for the purpose, and only for the purpose, of showing the action, order, rule or regulation sought to be reviewed, set aside, cancelled, modified or suspended and for no other purpose; it being the intent of this Act that the so-called 'substantial evidence rule' sometimes applied by the courts in respect to orders of administrative or quasi-judicial governmental departments or agencies shall

not obtain in suits brought hereunder. Appeal shall lie from any judgment or order of a district court in suits brought hereunder, as in other civil cases."

The committee amendment was adopted.

Senator Phillips offered the following committee amendment to the bill:

Amend House Bill 593 by adding a new section thereto to be known as Section 14a to read as follows:

"Section 14a. This Act shall not be effective at this time in any County in this State north and northwest of the southernmost boundaries of Andrews, Martin, Howard, Mitchell, Nolan, Taylor, Callahan, and Eastland Counties, and the easternmost boundary line of a portion of Eastland County, and the counties of Stephens and Young; and the southernmost boundary and the easternmost boundary of Clay County; it being the intention of the Legislature that all of the counties named shall be exempted from the provisions of this Act, as herein provided, and all counties of Texas north and west of said named counties shall also be exempted from the provisions of this Act; because it is found to be a fact that there is now no crop or vegetation of value susceptible to damage in this area; provided, however, when any crop or vegetation of value that is susceptible to damage exists in any county in this area, which fact shall be determined by the Commissioners Court of the affected county, evidenced by an appropriate order entered in the minutes of the court, this Act shall be in full force and effect in that county immediately upon the entrance of said order. Before any such order shall be entered by a Commissioners Court, the court shall first give notice in at least one (1) newspaper in said county ten (10) days prior to a hearing on this matter. Any interested person may appeal to the district court to test the reasonableness of the fact finding of the Commissioners Court within twenty (20) days from entrance of the order, in which case the rules and procedure governing appeals from orders of the Railroad Commission of Texas shall be followed, the 'substantial evidence rule' shall apply, and appeals may be taken as in other civil cases. It is further provided that the following named counties shall be exempt from the provisions of this Act: Coleman, Runnels, Coke,

Tom Green, Sterling, Glasscock, Reagan, Upton, Irion, Crane, Sutton, Schleicher, Crockett, Val Verde, Presidio, Pecos, Jeff Davis, Brewster, Terrell, Edwards, Mills, Lampasas, Burnet, Llano, Gillespie, Kerr, Bandera, Kinney, Uvalde, Zavala, Real, Kimble, Mason, Menard, McCulloch, San Saba, Concho, Brooks, Cameron, Dimmit, Duval, McMullen, Nueces, Starr, Webb, Frio, Hidalgo, Jim Hogg, Jim Wells, Kenedy, Kleberg, La Salle, Willacy, and Zapata."

The committee amendment was adopted.

Senator Phillips offered the following amendment to the bill:

Amend H. B. No. 593, Section 4, by striking out of the last sentence in said section the words: "and the Commissioner is hereby authorized to forbid the use of any ester type of herbicides."

The amendment was adopted.

Senator Phillips offered the following amendment to the bill:

Amend House Bill 593 by adding a new sentence at the end of Section 13 reading as follows:

"The limitations prescribed in this Section shall not apply to the transportation of herbicides in equipment moving upon stationary rails or tracks nor to such equipment so moving."

The amendment was adopted.

Senator Phillips offered the following amendment to the bill:

Amend House Bill 593, Section 13, by adding thereto the following words:

"The term 'in bulk', as used herein, shall not be construed to apply to materials packed in the manufacturer's original unbroken container."

The amendment was adopted.

On motion of Senator Phillips and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

#### House Bill 593 on Third Reading

Senator Phillips moved that the constitutional rule requiring bills to be read on three several days be sus-

pending and that H. B. No. 593 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagonseller
Lane	Weinert

Nays—1

Aikin

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Bell	Moffett
Bracewell	Moore
Bullock	Nokes
Carney	Parkhouse
Carter	Phillips
Colson	Russell
Fuller	Shofner
Hazlewood	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Wagonseller
Lock	Weinert
McDonald	

Nays—6

Aikin	Hardeman
Ashley	Hudson
Corbin	Martin

#### Committee Substitute House Bill 285 on Second Reading

The Senate resumed consideration of unfinished business, same being C. S. H. B. No. 285 on its second reading and passage to third reading with an amendment by Senator Weinert pending (the bill having been read the second time on Tuesday, May 8, 1951, and the amendment read on Wednesday, May 9, 1951).

Question—Shall the amendment by Senator Weinert be adopted?

Senator Bracewell moved to table the amendment by Senator Weinert.

The amendment was tabled by the following vote:

Yeas—19

Aikin	Hudson
Bell	Kelley of Hidalgo
Bracewell	Kelly of Tarrant
Carney	Martin
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Tynan
Hardeman	Vick
Hazlewood	

Nays—10

Ashley	Russell
Bullock	Shofner
Lane	Strauss
Lock	Wagonseller
Moore	Weinert

Absent

McDonald      Moffett

Senator Kelley of Hidalgo offered the following amendment to the bill:

Amend Senate Amendment No. 6, as substituted, (Vick amendment) to House Bill No. 285 by adding thereto immediately following Section 10 thereof, the following:

"Section 11. Notwithstanding any other provision to the contrary in this Act contained, if any provision of Sections 2 to 10, both inclusive, of this Section III is for any reason held invalid, then and in that event, all of said Sections 2 to 10, inclusive, of said Section III shall be of no force or effect."

The amendment was adopted.

Senator Carney offered the following amendment to the bill:

Amend Section 8 of Section III of Committee Substitute for House Bill No. 285 by striking out all words following the words "formed or created".

The amendment was adopted.

Senator Carney offered the following amendment to the bill:

Amend Section 6 of Section III of Committee Substitute for House Bill No. 285 by adding at the end thereof the following:

In determining the tax credits provided for herein, the person required to pay the tax imposed by this Act shall also receive credit for all such taxes paid by any person owning one hundred (100%) per cent of the common capital stock of the person required to pay the tax imposed by this Act, or any person one hundred (100%) per cent of the capital stock of which is owned by the person required to pay the tax imposed by this Act.

The amendment was adopted.

Senator Fuller offered the following amendment to the bill:

Amend Subdivision (b) of Subsection 3 of Section III of House Bill No. 285 by inserting after the words "(b) such gas as is actually used or is consumed as fuel" the following:

"in the production of sulphur,"

The amendment was adopted.

Senator Hardeman offered the following amendment to the bill:

Amend Vick substitute for Lock amendment to Committee Substitute H. B. 285 by changing paragraph (h) in Sec. 2 to be numbered "Sec. 2a."

The amendment was adopted.

Senator Nokes offered the following amendment to the bill:

Amend Section III, as amended, Subsection 3, by striking out the reference to "Sec. 1" and make the same "Sec. 2" and strike out the reference to "Sec. 1" in Subsection 5 of Section III and make the same read "Sec. 2."

The amendment was adopted.

Senator Vick offered the following amendment to the bill:

Amend Section III, Subsection 5, of House Bill No. 285, by adding thereto the following at the end of said Subsection 5:

"Before any division or allotment of the taxes collected under the provisions of this law one-half ( $\frac{1}{2}$ ) of one (1%) per cent of the gross amount of said tax shall be set aside in the Treasury for the use of the Comptroller in the administration and enforcement of the provisions of this law; and so much of said proceeds of one-half ( $\frac{1}{2}$ ) of one (1%) per cent of the taxes paid as may be needed in such administration and enforcement is hereby appropriated for such purpose."

The amendment was adopted.

Senator Weinert offered the following amendment to the bill:

Senate Floor Amendment No. .... to Senate Committee Substitute for House Bill 285.

Amend caption to conform to changes made in the body of the bill.

The amendment was adopted.

The bill, as amended, was passed to third reading.

#### Committee Substitute House Bill 285 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. H. B. No. 285 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert

Nays—1

Nokes

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Record of Vote

Senator Nokes asked to be recorded as voting "nay" on the final passage of C. S. H. B. No. 285.

#### Message From the House

Hall of the House of Representatives,  
May 10, 1951,  
Austin, Texas,  
Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following:

H. B. No. 794, Making an appropriation to the Judiciary Section Comptroller's Department in the sum of Thirty-five Hundred Dollars (\$3500), or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to pay the salary and expenses of the District Judge of the 88th Judicial District from the effective date of House Bill No. 195, Acts of the Fifty-second Legislature, Regular Session, 1951, to the end of the fiscal year ending August 31, 1951.

H. B. No. 795, Making an appropriation to the Judiciary Section Comptroller's Department in the sum of Seven Thousand Dollars (\$7,000), or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to pay the salaries and expenses of the District Judge and the District Attorney of the 132nd Judicial District from the effective date of Senate Bill No. 17, Acts of the Fifty-second Legislature, Regular Session, 1951, to the end of the fiscal year ending August 31, 1951.

H. B. No. 619, A bill to be entitled "An Act providing the procedure on interstate extradition; defining Governor, Executive Authority and State; prescribing the duty of the Governor in interstate extradition; prescribing form of demand for person charged with crime in another state; providing for investigation by Governor in interstate extradition proceedings; providing rules of extradition of persons imprisoned or awaiting trial in another state or who have left the demanding state under compulsion; providing rules of extradition of persons not present in demanding state at time of commission of crime; providing for issuance of Governor's warrant of arrest and its recitals; providing for the manner and place of execution of Governor's warrant; providing authority of arresting officer; providing rights of accused person; providing penalty for non-compliance with provision for rights of accused person; providing for confinement of accused person in jail when necessary; providing rules of procedure in arrest of accused person prior to requisition; providing for arrest of

accused person without a warrant in certain cases; providing for commitment of accused person to await requisition; providing for bail and conditions of bond; providing for extension of time of commitment; providing for forfeiture of bail; providing rules of procedure in extradition of persons under criminal prosecution in this State at time of requisition; providing rule for inquiry by Governor into guilt or innocence of accused; providing Governor may recall warrant or issue alias; providing expiration time on unexecuted Governor's warrant; providing rules of procedure for requisition of fugitives of this State and duties of executive authority of another state and the Chief Justice or Associate Justice of the Supreme Court of the District of Columbia; providing for application for issuance of requisition for persons charged with crime in this State; providing for the payment of costs and expenses of extradition; providing for immunity from service of process in certain civil actions; providing rules of procedure for waiver of extradition; providing for non-waiver of right of this State; providing no right of asylum or immunity from criminal prosecutions while accused is in this State; providing for interpretation of this act; providing for the repeal of acts or parts of acts inconsistent with provisions of this act; declaring the provisions of this act to be severable; providing a savings clause; providing for a short title; and declaring an emergency."

H. B. No. 658, A bill to be entitled "An Act providing for the execution of an agreement by the State of Texas to enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses, who may be on probation or parole and declaring an emergency."

H. B. No. 659, A bill to be entitled "An Act to secure the attendance of witnesses from without the State in criminal proceedings; and declaring an emergency."

S. B. No. 143, A bill to be entitled "An Act creating a Division of the Railroad Commission of Texas to be known as the Liquefied Petroleum Gas Division; etc., and declaring an emergency."

(With amendments)

S. B. No. 410, A bill to be entitled "An Act defining a punchboard, providing a penalty for the manufacture, ownership, storing, keeping, exhibiting, selling, renting, leasing, letting on share, lending, or giving away, transportation, or possession of a punchboard; providing this Act shall be cumulative of all existing laws relating to gaming and to search and to destruction of gaming devices; providing a savings clause; and declaring an emergency."

H. B. No. 657, A bill to be entitled "An Act authorizing the State of Texas to enter into a compact with any of the United States for mutual helpfulness in relation to the fresh pursuit of criminals across state lines; and declaring an emergency."

H. B. No. 6, A bill to be entitled "An Act to adopt and establish an election code for the State of Texas. An Act to revise and recodify Title 50 of the Revised Civil Statutes of 1925 of Texas, and all amendments thereto, to repeal all acts in conflict therewith, to save the act if any part is declared unconstitutional, and to declare an emergency."

Respectfully submitted,

CLARENCE JONES,  
Chief Clerk, House of Representatives.

#### House Bills on First Reading

The following bills received from the House today were read first time and were referred to the committees indicated:

H. B. No. 795, To Committee on Judicial Districts.

H. B. No. 794, To Committee on Judicial Districts.

#### Senate Bills on First Reading

By unanimous consent the following local bills were introduced, read first time and referred to the committees indicated:

By Senator Hudson:

S. B. No. 455, A bill to be entitled "An Act providing for the employment of a manager, tax assessor and collector, and other employees, by the directors of Water Improvement Districts operating under contract with the Department of the Interior of the United States of America, the major portion of the irrigation works for

which district shall have been constructed under authority of the United States; defining the powers and duties of such employees; limiting the term of employment of such employees to two years; providing that the salaries or compensation of such employees shall be fixed at the time of their employment; and declaring an emergency."

To Committee on Water Rights, Irrigation and Drainage.

By Senator Hudson:

S. B. No. 456, A bill to be entitled "An Act providing for the election of directors for a term of four years in Water Improvement Districts operating under contract with the Department of the Interior of the United States of America, the major portion of the irrigation works for which district shall have been constructed under authority of the United States; providing for staggered terms of office for such directors; and declaring an emergency."

To Committee on Water Rights, Irrigation and Drainage.

By Senator Hudson:

S. B. No. 457, A bill to be entitled "An Act defining the qualifications of electors in Water Improvement Districts operating under contract with the Department of the Interior of the United States of America, the major portion of the irrigation works for which district shall have been constructed under authority of the United States, and declaring an emergency."

To Committee on Water Rights, Irrigation and Drainage.

#### Reports of Standing Committees

By unanimous consent the following committee reports were submitted at this time:

Senator Kelly of Tarrant submitted the following report:

Austin, Texas,  
May 10, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred H. B. No. 741, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

KELLY of Tarrant, Chairman



Senator Hardeman submitted the following report:

Austin, Texas,  
May 10, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred H. B. No. 357, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

HARDEMAN, Chairman

Senator Bell submitted the following reports:

Austin, Texas,  
May 10, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred H. B. No. 794, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BELL, Chairman

Austin, Texas,  
May 10, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred H. B. No. 795, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BELL, Chairman

Senator Phillips submitted the following reports:

Austin, Texas,  
May 8, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 784, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PHILLIPS, Chairman

Austin, Texas,  
May 8, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B.

No. 785, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PHILLIPS, Chairman

Senator Hardeman submitted the following report:

Austin, Texas,  
May 10, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred H. B. No. 283, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman

Senator Carney submitted the following reports:

Austin, Texas,  
May 10, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 788, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman

Austin, Texas,  
May 10, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 793, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman

Austin, Texas,  
May 10, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 615, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman

Senator Hardeman submitted the following report:

Austin, Texas,  
May 8, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred H. B. No. 334, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman

#### Bill Ordered Not Printed

On motion of Senator Hardeman and by unanimous consent, H. B. No. 357 was ordered not printed.

#### House Bill 357 on Second Reading

On motion of Senator Hardeman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 357, A bill to be entitled "An Act to amend Section 37, Chapter 4, Acts 1939, Forty-sixth Legislature, Regular Session, to provide for the licensing and regulation of auto wreckers, junk dealers, and rebuilders of motor vehicles for resale; etc., and declaring an emergency."

The bill was read second time.

Senator Hardeman offered the following committee amendment to the bill:

Amend House Bill No. 357, Section 1, Subsection (c), by substituting for the words, "with each application the applicant shall pay to the State Highway Department a fee of \$25.00 for license or renewal of license," the following, "with each application the applicant shall pay to the State Highway Department a fee of \$3.00 for license and \$3.00 for each renewal of license."

The committee amendment was adopted.

On motion of Senator Hardeman and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

#### Motion to Place House Bill 357 on Third Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 357 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

#### Yeas—23

Ashley	Moffett
Bell	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Russell
Fuller	Shofner
Hardeman	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagonseller
Lane	Weinert
Martin	

#### Nays—6

Aikin	Corbin
Bracewell	Lock
Bullock	Phillips

#### Absent

Hazlewood	McDonald
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#### Vote on Final Passage of House Bill 560 Reconsidered

Senator Bell asked unanimous consent to reconsider the vote by which H. B. No. 560 was finally passed.

There was no objection offered.

The President laid before the Senate on its third reading and final passage the following bill:

H. B. No. 560, A bill to be entitled "An Act providing that no County having a population of not less than twenty-five thousand two hundred (25,200), nor more than twenty-five thousand five hundred (25,500), and no County having a population of not less than eight thousand nine hundred sixty (8,960), nor more than eight thousand nine hundred and ninety (8,990), shall have a county auditor, etc., and declaring an emergency."

The bill was read third time.

Senator Bell offered the following amendment to the bill:

Amend H. B. No. 560 by striking out all of Section 1 and substituting in lieu thereof the following:

Section 1. No County Auditor shall hereafter be appointed in any county having a population of not more than 25,500 and not less than 8,900 where no such County Auditor has been appointed by the District Court prior to April 1, 1951, except upon petition of the County Commissioners' Court, and in all such counties the duties of such County Auditor in such counties shall be performed by other officers as may be prescribed by general law.

The amendment was lost by the following vote (not receiving a two-thirds vote of the members present):

## Yeas—19

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Lock
Bracewell	Nokes
Bullock	Parkhouse
Carney	Phillips
Colson	Shofner
Hardeman	Vick
Hudson	Weinert
Kelley of Hidalgo	

## Nays—10

Carter	Moffett
Corbin	Moore
Fuller	Russell
Martin	Tynan
McDonald	Wagonseller

## Absent

Hazlewood	Strauss
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## Senate Resolution 224

Senator Kelley of Hidalgo offered the following resolution:

Whereas, We are honored today to have in the gallery the Senior Classes of the San Isidro and La Grulla High Schools of Starr County, together with their teachers, Messrs. A. Villareal, Barrera, Alvarado and Reyna; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day.

The resolution was read and was adopted.

## Request of the House for Conference Committee Granted

On motion of Senator Bracewell and by unanimous consent, the request of the House for a Conference Committee on H. B. No. 311 was granted.

Accordingly, the President announced the appointment of the following as Conferees on the part of the Senate: Senators Bracewell, McDonald, Phillips, Ashley and Lock.

## Bills Ordered Not Printed

On motion of Senator Ashley and by unanimous consent, H. B. No. 741 was ordered not printed.

On motion of Senator Bullock and by unanimous consent, H. B. No. 795 was ordered not printed.

## House Bill 795 on Second Reading

On motion of Senator Bullock and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 795, A bill to be entitled "An Act making an appropriation to the Judiciary Section, Comptroller's Department, in the sum of Seven Thousand Dollars (\$7,000), or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to pay the salaries and expenses of the District Judge and the District Attorney of the 132nd Judicial District, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 795 on Third Reading

Senator Bullock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 795 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—28

Aikin	Colson
Ashley	Corbin
Bell	Fuller
Bracewell	Hardeman
Bullock	Hazlewood
Carney	Kelley of Hidalgo
Carter	Kelly of Tarrant

Lane	Parkhouse
Lock	Russell
Martin	Shofner
McDonald	Tynan
Moffett	Vick
Moore	Wagonseller
Nokes	Weinert

Absent

Hudson	Strauss
Phillips	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert

Absent

Strauss

**Bill Ordered Not Printed**

On motion of Senator Fuller and by unanimous consent it was ordered that H. B. No. 794 be not printed.

**House Bill 794 on Second Reading**

On motion of Senator Fuller and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 794, A bill to be entitled "An Act making an appropriation to the Judiciary Section, Comptroller's Department, in the sum of Thirty-five Hundred Dollars (\$3,500), or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to pay the salary and expenses of the District Judge of the 88th Judicial District, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 794 on Third Reading**

Senator Fuller moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 794 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lane
Ashley	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Carter	Moore
Colson	Nokes
Corbin	Parkhouse
Fuller	Phillips
Hardeman	Russell
Hazlewood	Shofner
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Weinert

Absent

Bell	Wagonseller
Strauss	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Martin
Ashley	McDonald
Bell	Moffett
Bracewell	Moore
Bullock	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

Absent

Carney	Lock
Hazlewood	Strauss

**House Bill 741 on Second Reading**

On motion of Senator Ashley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 741, A bill to be entitled "An Act providing Workmen's Compensation Insurance for certain employees of the institutions and agencies under the direction of government of the Boards of Regents of The University of Texas; authorizing the said Board of Regents to require other employees to acquire protection under a group insurance plan; authorizing the said institutions and agencies to be self-insuring; providing that the institutions and agencies shall administer this Act; prescribing the powers and duties of the Industrial Accident Board and of the institutions and agencies; adopting by reference certain Legislative Acts relating to Workmen's Compensation Insurance; etc.; and declaring an emergency."

The bill was read second time and passed to third reading.

#### House Bill 741 on Third Reading

Senator Ashley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 741 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	McDonald
Ashley	Moffett
Bell	Moore
Bracewell	Nokes
Bullock	Parkhouse
Carter	Phillips
Colson	Russell
Corbin	Shofner
Fuller	Tynan
Kelley of Hidalgo	Vick
Lane	Wagonseller
Lock	Weinert
Martin	

Absent

Carney	Hudson
Hardeman	Kelly of Tarrant
Hazlewood	Strauss

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### House Bill 409 on Second Reading

On motion of Senator Tynan and by unanimous consent, the regular

order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 409, A bill to be entitled "An Act amending Sections 7, 8, and 9 of Acts, 1939, Forty-sixth Legislature, page 602, known as the Certificate of Title Act, re-defining certain terms used therein, containing a saving clause, and declaring an emergency."

The bill was read second time and passed to third reading.

#### House Bill 409 on Third Reading

Senator Tynan moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 409 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Ashley	Moffett
Bell	Moore
Bracewell	Nokes
Carter	Parkhouse
Colson	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Lane	Wagonseller
Lock	Weinert

Nays—3

Aikin	Martin
Bullock	

Absent

Carney	Kelly of Tarrant
Corbin	McDonald

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Record of Vote

Senator Martin asked to be recorded as voting "nay" on the final passage of H. B. No. 409.

#### House Bill 192 on Second Reading

On motion of Senator Parkhouse and by unanimous consent, the regular order of business was suspended

to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 192, A bill to be entitled "An Act relating to uniform reciprocal enforcement of the duties of support imposed by law; etc., and declaring an emergency."

The bill was read second time.

Senator Parkhouse offered the following committee amendment to the bill:

Amend House Bill 192, Section 2, subsection (6), Part I, by adding after the semicolon the following words: "but shall not include alimony for a former wife."

The committee amendment was adopted.

Senator Parkhouse offered the following committee amendment to the bill:

Amend House Bill 192, Part III, Section 7, by changing the period to a comma and adding "but shall not include alimony for a former wife."

The committee amendment was adopted.

The bill, as amended, was passed to third reading.

#### House Bill 192 on Third Reading

Senator Parkhouse moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 192 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lock
Ashley	Moffett
Bell	Moore
Bracewell	Nokes
Bullock	Parkhouse
Carney	Phillips
Carter	Russell
Colson	Shofner
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Nays—2

Hardeman Martin

Absent

Corbin McDonald  
Kelly of Tarrant

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Lock
Ashley	Moffett
Bell	Moore
Bracewell	Nokes
Bullock	Parkhouse
Carney	Phillips
Carter	Russell
Colson	Shofner
Corbin	Strauss
Fuller	Tynan
Hazlewood	Vick
Hudson	Wagonseller
Kelley of Hidalgo	Weinert
Lane	

Nays—2

Hardeman Martin

Absent

Kelly of Tarrant McDonald

#### Senate Resolution 225

Senator Shofner offered the following resolution:

Whereas, We are honored today to have in the gallery twelve members of the Senior Class of Jonesboro High School, and their teacher P. T. Lemmons; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day.

The resolution was read and was adopted.

#### Bills Ordered Not Printed

On motion of Senator Lock and by unanimous consent, it was ordered that H. B. No. 784 and H. B. No. 785 be not printed.

#### House Bill 784 on Second Reading

Senator Lock asked unanimous consent to suspend the regular order of business to take up H. B. 784 for con-

sideration at this time on its second reading and passage to third reading.

There was objection.

(President pro tempore in Chair.)

Senator Lock then moved to suspend the regular order of business to take up H. B. No. 784 for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	Moffett
Bullock	Nokes
Carney	Parkhouse
Carter	Phillips
Colson	Russell
Corbin	Shofner
Fuller	Strauss
Hazlewood	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagonseller

Nays—3

Hardeman	Weinert
Hudson	

Absent

McDonald	Moore
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The President pro tempore laid before the Senate on its second reading and passage to third reading the following bill:

H. B. No. 784, A bill to be entitled "An Act relating to development of a civil defense and disaster relief plan, etc.; and declaring an emergency."

The bill was read second time and passed to third reading.

#### House Bill 784 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 784 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Bullock
Ashley	Carney
Bell	Carter
Bracewell	Colson

Corbin	Parkhouse
Fuller	Phillips
Hazlewood	Russell
Kelley of Hidalgo	Shofner
Kelly of Tarrant	Strauss
Lane	Tynan
Lock	Vick
Moffett	Wagonseller
Nokes	

Nays—4

Hardeman	Martin
Hudson	Weinert

Absent

McDonald	Moore
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#### Senate Concurrent Resolution 58

Senator Tynan offered the following resolution:

S. C. R. No. 58, Instructing the Presiding Officers of the House and Senate to remove signatures from S. B. No. 78.

Whereas, Senate Bill No. 78 has passed the Senate and the House and is now on the Governor's desk, and

Whereas, it is necessary that said bill be returned to the Senate for certain corrections; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, that the Governor be requested to return Senate Bill No. 78 to the Senate and that the Enrolling Clerk of the Senate be authorized and instructed to insert the following after the word "census" in the caption and after the word "inhabitants" in Section 4:

"and certain counties bordering on the International Boundary between Mexico and the United States"; and be it further

Resolved, that the officers of the two Houses be and they are hereby instructed to remove their signatures from the previously enrolled copies of said bill and that the Enrolling Clerk of the Senate be instructed to re-enroll said bill with the corrections authorized in this resolution.

The resolution was read.

On motion of Senator Tynan and by unanimous consent, the resolution was considered immediately and was adopted.

#### House Bill 785 on Second Reading

On motion of Senator Lock and by unanimous consent, the regular order

of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 785, A bill to be entitled "An Act providing that Texas may enter into a compact with any other State for the purpose of mutual helpfulness in meeting any civil defense emergency; etc.; and declaring an emergency."

The bill was read second time and passed to third reading.

#### House Bill 785 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 785 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—27

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Phillips
Colson	Russell
Fuller	Shofner
Hardeman	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Weinert
Lane	

#### Absent

Corbin	Parkhouse
Hazlewood	Wagon seller

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—27

Aikin	Kelley of Hidalgo
Ashley	Kelly of Tarrant
Bell	Lane
Bracewell	Lock
Bullock	Martin
Carney	Moffett
Carter	Moore
Colson	Nokes
Fuller	Phillips
Hardeman	Russell
Hazlewood	Shofner
Hudson	Strauss

Tynan  
Vick

Weinert

#### Absent

Corbin	Parkhouse
McDonald	Wagon seller

#### Senate Concurrent Resolution 59

Senator Aikin offered the following resolution:

S. C. R. No. 59, Instructing the Enrolling Clerk of the House to correct the caption of H. B. No. 433.

Be it resolved by the Senate, the House of Representatives concurring, that the Enrolling Clerk of the House be instructed to correct the caption of H. B. 433 to conform to the body of the bill.

The resolution was read.

On motion of Senator Aikin and by unanimous consent, the resolution was considered immediately and was adopted.

#### House Bills on First Reading

The following bills received from the House were read first time and were referred to the committees indicated:

H. B. No. 619, to Committee on Criminal Jurisprudence.

H. B. No. 657, to Committee on Criminal Jurisprudence.

H. B. No. 658, to Committee on Criminal Jurisprudence.

H. B. No. 659, to Committee on Criminal Jurisprudence.

H. B. No. 6, to Committee on Privileges and Elections.

#### Senate Resolution 226

Senator Moffett offered the following resolution:

Whereas, Mrs. George Nokes, Sr., of Corsicana, Texas, the mother of our distinguished colleague, is visiting in the Capital City, and is now in the Capitol Building, now, therefore, be it Resolved, That Mrs. George Nokes, Sr., be welcomed to our capital city, and to the Senate Chamber, and be extended the privileges of the floor for the day.

The resolution was read and was adopted.



**House Bill 560 on Third Reading**

Senator Bell asked unanimous consent to reconsider the vote by which his amendment to H. B. No. 560 on third reading failed of adoption.

There was no objection offered.

Question recurring on the amendment, it was adopted by the following vote:

**Yeas—25**

Aikin	Lane
Ashley	Lock
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Phillips
Colson	Shofner
Fuller	Tynan
Hazlewood	Vick
Hudson	Wagonseller
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

**Nays—2**

Hardeman	Russell
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**Present—Not Voting**

Corbin	Martin
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**Absent**

Parkhouse	Strauss
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On motion of Senator Bell and by unanimous consent the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed by the following vote:

**Yeas—22**

Aikin	Kelley of Hidalgo
Ashley	Kelly of Tarrant
Bell	Lane
Bracewell	Lock
Bullock	McDonald
Carney	Moffett
Carter	Moore
Colson	Shofner
Fuller	Tynan
Hazlewood	Vick
Hudson	Weinert

**Nays—5**

Corbin	Russell
Hardeman	Wagonseller
Martin	

**Absent**

Nokes	Phillips
Parkhouse	Strauss

**House Bill 540 on Second Reading**

On motion of Senator Vick and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 540, A bill to be entitled "An Act providing for the transfer to the State Department of Public Welfare the control and management of the Waco State Home, Waco, Texas; etc., and declaring an emergency."

The bill was read second time.

Senator Vick offered the following amendment to the bill:

Amend House Bill 540, Section I, paragraph 2 by inserting between the words "held" and "by" the words "and which will be appropriated for the biennium beginning Sept. 1, 1951."

The amendment was adopted.

Senator Vick offered the following amendment to the bill:

(Senator Weinert in Chair.)

Amend H. B. 540 by deleting from Sec. I the last sentence of first paragraph therefrom.

The amendment was adopted.

Senator Vick offered the following amendment to the bill:

Amend H. B. No. 540 by deleting therefrom Sec. 9.

The amendment was adopted.

Senator Carney offered the following amendment to the bill:

Amend H. B. 540 by changing the figures in Section 7 from \$10,000 to read Twenty-five Hundred (\$2,500) dollars.

The amendment was adopted.

On motion of Senator Vick and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

**House Bill 540 on Third Reading**

Senator Vick moved that the constitutional rule requiring bills to be

read on three several days be suspended and that H. B. No. 540 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—25**

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Lock
Bracewell	Martin
Bullock	McDonald
Carney	Moffett
Carter	Phillips
Colson	Russell
Corbin	Tynan
Fuller	Vick
Hardeman	Wagonseller
Hazlewood	Weinert
Hudson	

**Absent**

Kelley of Hidalgo	Parkhouse
Moore	Shofner
Nokes	Strauss

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**Record of Votes**

Senators Aikin and Carney asked to be recorded as voting "nay" on the final passage of H. B. No. 540.

**Senate Resolution 227**

Senator Kelly of Tarrant offered the following resolution:

Whereas, We have with us in the Senate today the senior class of Lake Worth High School of Tarrant County, Texas, and their sponsors, Mrs. R. W. Nation and Mrs. Murray C. Brooks; and

Whereas, These students have come to visit the Capitol in order to become better acquainted with the mechanisms of the government of their State; and

Whereas, Their visit here signifies their interest in assuming and exercising their most precious freedom—the freedom to be responsible for their own government; and

Whereas, We in the Senate, realizing that the safeguarding of Democracy lies in the hands of the young people, desire to encourage these members of our communities in every way we can to take an interest in and participate in their government; and

Whereas, We feel that recognition should be given to those who make an active effort to learn more of our democratic procedures in order that they may participate more effectively; now, therefore, be it

Resolved, That the Senate of The State of Texas extend a hearty welcome to these representatives of Lake Worth High School; and, be it further

Resolved, That they be commended for their interest in their duties as citizens; and, be it further

Resolved, That copies of this resolution be made and handed to each of them in recognition of their visit with us today.

The resolution was read and was adopted.

**Committee Substitute**

**House Bill 392 on Second Reading**

On motion of Senator Bracewell and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 392, A bill to be entitled "An Act creating two additional district courts in Harris County, Texas, to be known as the 125th and 131st District Courts; etc., and declaring an emergency."

The bill was read second time.

Senator Bracewell offered the following amendment to the bill:

Amend Committee Substitute to House Bill 392 by adding a new section between Sections 6 and 7, to be known as Section 6a, and to read as follows:

"Sec. 6a. There is hereby appropriated out of funds in the State Treasury not otherwise appropriated for the current biennium ending August 31, 1951, the sum of Two Thousand Dollars (\$2,000), or so much thereof as is necessary to pay the salary of the Judge of said court, as provided by law for District Judges; there is hereby appropriated out of funds in the State Treasury for the fiscal year commencing September 1, 1951, and ending August 31, 1952, the sum of Seven Thousand Dollars (\$7,000) or so much thereof as is necessary to pay the salary of the Judge of said court; there is hereby appropriated out of funds in the State Treasury not otherwise appropriated for the fiscal year commencing September 1, 1952, and ending August

31, 1953, the sum of Seven Thousand Dollars (\$7,000), or so much thereof as is necessary to pay the salary of the Judge of said court."

The amendment was adopted.

On motion of Senator Bracewell and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

#### Committee Substitute House Bill 392 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. H. B. No. 392 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Lane
Ashley	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Nokes
Carter	Phillips
Colson	Russell
Corbin	Strauss
Fuller	Tynan
Hazlewood	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert

Nays—4

Hardeman	Lock
Hudson	Moore

Absent

Bell	Shofner
Parkhouse	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—21

Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carter	Nokes
Colson	Parkhouse
Fuller	Phillips
Hazlewood	Russell
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Wagonseller
Martin	

Nays—8

Aikin	Hudson
Ashley	Lock
Carney	Strauss
Hardeman	Weinert

Absent

Corbin	Shofner
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#### Senate Resolution 228

Senator Nokes offered the following resolution:

Whereas, We are honored today to have in the gallery the Senior Class of Mabank High School in Kaufman County, together with their superintendent, Mr. E. C. Butler, and their sponsor, Miss Maurine Broker; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day.

NOKES

McDONALD

The resolution was read and was adopted.

#### House Joint Resolution 40 on Second Reading

On motion of Senator Ashley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. J. R. No. 40, Proposing an amendment to Article III of the Constitution of the State of Texas by adding a new section thereto to be known as Section 48b; authorizing the Legislature to provide for the establishment of cemetery districts; providing for the submission of the proposed amendment to the qualified electorate of this State; providing for proclamation and publication by the Governor; and making an appropriation.

The resolution was read second time and passed to third reading.

#### Motion to Place House Joint Resolution 40 on Third Reading

Senator Ashley moved that the constitutional rule requiring resolutions to be read on three several days be

suspended and that H. J. R. No. 40 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

**Yeas—20**

Aikin	Hudson
Ashley	Kelley of Hidalgo
Bell	Lane
Bracewell	Nokes
Carney	Parkhouse
Colson	Phillips
Corbin	Strauss
Fuller	Vick
Hardeman	Wagonseller
Hazlewood	Weinert

**Nays—7**

Carter	Moffett
Kelly of Tarrant	Russell
Lock	Tynan
Martin	

**Absent**

Bullock	Moore
McDonald	Shofner

**Bill and Resolution Signed**

The Presiding Officer announced the signing of, in the presence of the Senate, after the captions had been read the following enrolled bill and resolution:

S. B. No. 410, A bill to be entitled "An Act defining a punchboard, providing a penalty for the manufacture, ownership, storing, keeping, exhibiting, selling, renting, leasing, letting on share, lending, or giving away, transportation, or possession of a punchboard; providing this Act shall be cumulative of all existing laws relating to gaming and to search and to destruction of gaming devices; providing a savings clause; and declaring an emergency."

S. C. R. No. 54, Requesting the Governor to appoint five representatives to the Tri-State Industrial Conference.

**Presentation of Guest**

Senator Aikin presented to the Senate as his guest today, Mr. Herman S. Davis of San Antonio, Texas.

Mr. Davis was welcomed to the Senate and extended the privileges of the floor for today.

**Conference Committee Report on House Bill 246**

Senator Hardeman submitted the following conference committee report on H. B. No. 246:

Austin, Texas,  
May 9, 1951.

Hon. Ben Ramsey, President of the Senate;

Hon. Reuben Senterfitt, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on H. B. No. 246, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

HAZLEWOOD  
HARDEMAN  
HUDSON  
BULLOCK  
LANE

On the Part of the Senate.

CRAIG  
McILHANY  
GURLEY  
COBB  
FISK

On the Part of the House.

H. B. No. 246, A bill to be entitled "An Act repealing Article 2763 of the Revised Civil Statutes of Texas, 1925, relating to independent school districts having fewer than one hundred and fifty (150) scholastics according to the last preceding Federal Census; providing that all such independent school districts be placed under and made subject to the general laws applicable to independent school districts having more than one hundred and fifty (150) scholastics; and declaring an emergency.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:**

Section 1. All incorporated districts, having fewer than one hundred and fifty (150) scholastics according to the latest scholastic census shall be governed in the general administration of their schools by the laws which apply to common school districts; and all funds of such districts shall be kept in the county depository and paid out on order of the trustees approved by the county superintendent; provided, however, that the trustees of such incorporated districts may choose, by majority vote to be shown

on the minutes of the board, not to be governed in the general administration of their school by the laws which apply to common school districts and the keeping of their funds in the county depository, and upon such election such district shall be governed by laws which apply to other Independent School Districts. A certified copy of such minutes must be filed in the offices of the County Clerk and in the offices of the Texas Education Agency not later than September First.

Sec. 2. Article 2763 of the Revised Civil Statutes of Texas, 1925, is hereby specifically repealed.

Sec. 3. The fact that the present school laws of Texas do not permit certain independent school districts each having fewer than one hundred and fifty (150) scholastics according to the last preceding Federal Census to be governed by those general laws applicable to other independent school districts having more than one hundred and fifty (150) scholastics thereby hampering the efficient operation and management of small independent school districts creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read and was adopted.

#### Record of Votes

Senators Lock, Colson, Aikin and Weinert asked to be recorded as voting "Nay" on the adoption of the report.

#### Message From the House

Hall of the House of Representatives,  
Austin, Texas,  
May 10, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. J. R. No. 38, Proposing an amendment to Article III of the Constitution of the State of Texas by the addition of a new section to be known as Section 50a, providing for a State Medical Education Board and providing for grants, loans and scholar-

ships to students desiring to study medicine; providing for an election and the issuance of a proclamation therefor.

Respectfully submitted,

CLARENCE JONES,  
Chief Clerk, House of Representatives.

#### Resolution on First Reading

The following resolution received from the House was read first time and was referred to the committee indicated:

H. J. R. No. 38, To the Committee on Constitutional Amendments.

#### Senate Resolution 229

Senator Nokes offered the following resolution:

Whereas, The Texas Legislative Service has been supervised for many years by an individual who has been outstanding in his untiring efforts to be of help to the Members of the Senate; and

Whereas, We, the Members of the Senate, desire to express our sincere appreciation for the assistance which has been given to the Senate by the Texas Legislative Service; now, therefore, be it

Resolved, By the Senate, that we convey to Mr. Walter E. Long, and to all the staff of the Texas Legislative Service our sincere appreciation and thanks for their indispensable service during the Regular Session of the 52nd Legislature.

NOKES  
ASHLEY  
BULLOCK  
STRAUSS  
HARDEMAN  
HUDSON  
COLSON  
CARNEY  
WEINERT  
AIKIN

The resolution was read and was adopted.

#### Vote Reconsidered on Printing House Bill 781

On motion of Senator Bell and by unanimous consent, the vote by which H. B. No. 781 was ordered not printed was reconsidered and the bill ordered printed.

#### Recess

On motion of Senator Hudson, the Senate at 12:15 o'clock p. m., took recess until 10:30 o'clock a. m. tomorrow.

**In Memory of**  
**Alex F. Weisberg**

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Senator Parkhouse offered the following resolution:

(Senate Resolution 223)

Whereas, On Wednesday, May 9, 1951, Almighty God in his infinite wisdom called from our midst Mr. Alex F. Weisberg at the age of sixty-seven years; and

Whereas, His passing is a great loss to Dallas and all of Texas because of his many contributions to the welfare of his fellow man; and

Whereas, Mr. Weisberg was born in Waco on July 16th, 1883, attended the University of Texas and was graduated from Harvard Law School, and came to Dallas in 1908 to become associated with the law firm of Thompson, Knight, Baker and Harris; and

Whereas, At the start of his residence in Dallas he became a civic leader, particularly devoting himself to the city's future; and

Whereas, For his work on the City Plan Commission from 1922 to 1930 and as chairman of a committee on the Ulrickson Plan for the improvement of Dallas he won in 1927 the Linz Award, which is given each year for civic achievement; and

Whereas, He was active in many other ways for the betterment of Dallas and the lot of his fellow man, including membership in the Dallas Art Association, Dallas Symphony Society, the Jewish Welfare Federation, Temple Emanu-El, the Dallas Chamber of Commerce, and the Dallas, Texas, and American Bar Associations; and

Whereas, In his passing Texas has lost a great man whose life and work contributed much to the good of the people and was an inspiration to the many who knew him; now, therefore, be it

Resolved, That the members of the Senate of the State of Texas express their sorrow over the passing of this distinguished citizen; that a page in the Journal be set aside in his memory; that a copy of this resolution be mailed to his surviving wife, son, two daughters, sister and two brothers, and that when the House adjourns today it do so in honor of Alex F. Weisberg.

**PARKHOUSE**

The resolution was read and was adopted by a rising vote of the Senate.